## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION

No. 5:12-cv-00620-BR

| JANE E. MILLER, personal representative of the Estate of Robert Wesley Miller, | )<br>) |
|--|--------|
| Plaintiffs,  | )      |
| v.   | )      |
| 3M COMPANY a/ka MINNESOTA  | )      |
| MINING & MANUFACTURING COMPANY et al.,   | )<br>) |
| Defendants.  | )<br>) |

## **ORDER**

This matter is before the Court on the Joint Motion to Dismiss Plaintiffs' claims against only Defendant AGCO CORPORATION pursuant to Rule 41(a)(2) of the Federal Rule of Civil Procedure. There being no opposition, the motion is ALLOWED. IT IS THEREFORE ORDERED THAT Plaintiffs' claims against Defendant AGCO CORPORATION are hereby DISMISSIED WITHOUT PREJUDICE.

This the 21 day of 30, 2014.

Swing U.S. District Court Judge